

2. That the plaintiff herein is a corporation and is the owner of 23 cubic feet of water per second of time of the waters of Uintah River, with the right to divert the same in Uintah County, State of Utah, on the west channel of said river where the said Indian Bench Canal intersects the same, together with the right to use said water for irrigation and domestic purposes; and said water can be conveyed through the said canal and laterals to the lands of the stockholders of this plaintiff for their aforesaid use, and the plaintiff and its stockholders have no other means or way for conveying said water to their lands except to enlarge said Canal and laterals to such extent as will enable them to convey said water therethrough in addition to the waters running therein owned by the said Indians.

3. That the stockholders of the plaintiff are the owners in severalty of lands in Uintah County, State of Utah, and Wasatch County of said state along and near said canal and laterals aggregating several thousand acres, which lands are arid and unproductive without artificial irrigation, but when so irrigated, become fertile and produce abundant agricultural products, and said 23 cubic feet of water per second of time is the only water of the plaintiff or its stockholders available for the irrigation of said lands, and the domestic use of said stockholders.

4. That the title of said system of canals is vested in the Secretary of the Interior of the United States by virtue of his office.

5. That the said Indian Bench Canal and said laterals extend through lands owned by the defendants severally, through Indian grazing land and over public domain, the center line of said canal and laterals is as follows, to-wit:

Beginning at the head of said Indian Bench Canal, which is a point on the west channel of the Uintah River, bears from the NE. cor. SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ Sec. 18, Tp. 1 S. R. 1 E., U. S. B. & M., 9°30' W. 1856 ft. Distant.

And running thence: --S. 11°22' W. 250 ft., S. 37°35' W. 213 ft., 45°50' W. 454 ft., S. 30°25' W. 358 ft., S. 22°20' W. 147 ft., S. 14°40' W. 1000 ft., S. 7°15' E. 624 ft., S. 19°30' E. 400 ft., to a point which bears from SW cor. SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ Sec. 18, T. 1 S., R. 1 E., U. S. B. & M. east 184 ft. to vacant Gov't land;

And running thence;-- S. 19°30' E. 1125 ft., S. 17° 8' E. 1212 ft., S. 22°00' E. 459 ft. to a point which bears from E. $\frac{1}{4}$ Sec. cor. of Sec. 19, T. 1 S., R. 1 E., West 223 ft. through the land of the defendant John Hall;

And running thence;--S. 22°00' E. 595 ft., to a point which bears from E. $\frac{1}{4}$ cor. Sec. 19, South 552 ft. through the land of the defendant John B. Elwood

And running thence; - S. 22°00' E. 214 ft., S. 36°30' E. 177 ft., S. 47°40' E. 691 ft., to a point which bears from SW. cor. NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ Sec. 20, East 694 ft., through Indian grazing land;

And running thence;--S. 47°40' E. 1933 ft., to a point which bears from N. $\frac{1}{4}$ cor. Sec. 29, West 500 ft., through the land of the defendant Thomas Yanaguts;

And running thence;--S. 47°40' E. 327 ft., S. 36°00' E. 222 ft., S. 20°15' E. 175 ft., S. 5°30' E. 290 ft., South 480 ft. to a point which bears from SE. cor. NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ Sec. 29, West 30 ft., through the land of the defendant Game;

And running thence;--S. 1320 ft. to a point 30 ft. west of center of Sec. 29 T. 1 S., R. 1 E., through the land of the defendant Adelia Poochegant;

And running thence;-- South 1320 ft. to a point 30 ft., West of SE. cor. NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ Sec. 29, through the land of the Defendant Ignacio Tom;